

JUDGE KARAS

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

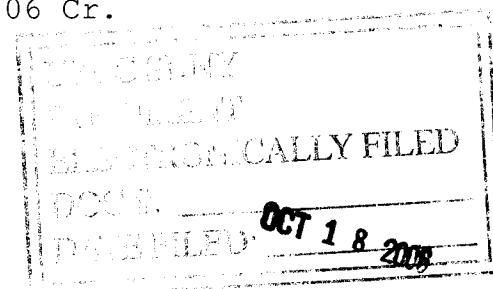
- V. -

WILKENS RIVERA,

Defendant.

INDICTMENT

06 Cr.



COUNT ONE

The Grand Jury charges:

1. From at least in or about October 2005, up through and including in or about November 2005, in the Southern District of New York and elsewhere, WILKENS RIVERA, the defendant, and others known and unknown, unlawfully, willfully, and knowingly did combine, conspire, confederate, and agree together and with each other to commit an offense against the United States, to wit, to violate Title 18, United States Code, Section 1344.

2. It was a part and an object of the conspiracy that RIVERA, and others known and unknown, unlawfully, willfully, and knowingly, and with intent to defraud, would and did execute and attempt to execute a scheme and artifice to defraud financial institutions and to obtain moneys, funds, credits, assets, securities, and other property owned by, and under the custody and control of, financial institutions, the deposits of which were then insured by the Federal Deposit Insurance Corporation, by means of false and fraudulent pretenses, representations, and

promises, in violation of Title 18, United States Code, Section 1344.

Overt Acts

3. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt acts, among others, were committed in the Southern District of New York:

a. In or about November 2005, in the Bronx, New York, Rivera met with a co-conspirator not named as a defendant herein.

b. In or about November 2005, in the Bronx, New York, two counterfeit checks were deposited into Rivera's Washington Mutual Bank account.

(Title 18, United States Code, Section 1349.)

COUNT TWO

The Grand Jury further charges:

4. From at least in or about October 2005, up through and including in or about November 2005, in the Southern District of New York and elsewhere, WILKENS RIVERA, the defendant, and others known and unknown, unlawfully, willfully, and knowingly, and with intent to defraud, did execute and attempt to execute a scheme and artifice to defraud financial institutions and to obtain moneys, funds, credits, assets, securities, and other property owned by, and under the custody and control of, financial institutions, the deposits of which were then insured by the Federal Deposit Insurance Corporation, by means of false

and fraudulent pretenses, representations, and promises, to wit, RIVERA withdrew and attempted to withdraw proceeds of two counterfeit checks that had been deposited into RIVERA's Washington Mutual Bank account.

(Title 18, United States Code, Sections 1344 and 2.)



GRAND JURY FOREPERSON



MICHAEL J. GARCIA
UNITED STATES ATTORNEY

Form No. USA-33s-274 (Ed. 9-25-58)

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SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

WILKENS RIVERA,

Defendant.

INDICTMENT

06 Cr.

(18 U.S.C. §§ 1349, 1344, and 2.)

MICHAEL J. GARCIA
United States Attorney.

A TRUE BILL

Thomas P. Engan
Foreperson.

HR 10/18/06 Indictment filed. Case assigned to Judge Karas.
Francis, J.